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Date of Deposit: November 26, 2001

I hereby certify under 37 CFR 1.10 that this currespondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20251. DEBORAH C. ROBERTS

Nume:

Signuture:

Choch C. Hobe Gh S Clifford Chance Rogers & Wells LLP

Docket No. 3142/34

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:

Michael E. Reedy and Edward W. Rider, Jr.

Patent No.:

5,817,261

Issued:

October 6, 1998

For:

PROCESS FOR PRODUCING ALKENYL AROMATIC

RECEIVED
NOV 3 0 2001
TC 1700 FOAMS USING A COMBINATION OF ATMOSPHERIC AND ORGANIC GASES AND FOAMS PRODUCED

THEREBY

Assistant Commissioner for Patents Washington, D.C. 20231

REVISED REISSUE DECLARATION

Sir:

Michael E. Reedy and Edward W. Rider, Jr. the above-named petitioners, declare that:

1. We are citizens of the United States of America residing respectively at:

Michael E. Reedy 42 First Street Keyport, NJ 07735

Edward W. Rider, Jr. 43 South Plank Road Slate Hill, NY 10973;

Our mailing addresses are as set forth below:

Michael E. Reedy 25 East Front Street Keyport, NJ 07735

REISSUE DECLARATION Patent No. 5,817,261

Edward W. Rider, Jr. Republic Plaza Middletown, NY 10940;

- 2. The entire title to Letters Patent No. 5,817,261 granted on October 6, 1998 to Michael E. Reedy and Edward W. Rider, Jr. is vested in co-assignees Reedy International Corporation and Genpak Corporation;
- 3. Petitioner Michael E. Reedy, as President of co-assignee Reedy International Corporation, is authorized to act on behalf of co-assignee Reedy International Corporation, and petitioner Edward W. Rider, Jr., as President of co-assignee Genpak Corporation, is authorized to act on behalf of co-assignee Genpak Corporation;
- 4. We verily believe ourselves to be the original, first and joint inventors of the invention described and claimed in the aforesaid Letters Patent and in the specification of the attached reissue application for which invention we solicit a reissue patent;
- 5. We do not know and do not believe the claimed invention was ever known or used in the United States of America before the invention thereof by us;
- 6. We believe the original patent to be wholly or partly inoperative or invalid by reason of our claiming less we had a right to claim by failing to obtain claims of varying type and scope. In particular, the error upon which reissue is based is that in the original application, we failed to claim an additive suitable for use in a foamable polymer composition, and a foamable polymer composition comprising an alkenyl aromatic polymer and an additive. We believe the original patent also to be wholly or partially inoperative or invalid by reason of our claiming more than we had a right to claim. In particular, the additional error upon which reissue is based is that in

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the original application, the blowing agent in the original claims failed to recite that the blowing agent was a non-solid blowing agent comprised of a combination of atmospheric and organic gases. All such errors which are being corrected in this reissue application up to the time of filing this reissue declaration arose without any deceptive intent on our part. Those errors are believed to be corrected by the proposed amendments to original claims 1-18 and to new claims 19-50;

- 7. We have reviewed and understand the contents of the above identified specification and claims, including amended original claims 1-18 and amended new claims 19-50 as referred to above:
- 8. We acknowledge the duty to disclose information which is material to the examination of the attached reissue application in accordance with 37 CFR 1.56;
- 9. Assignees' assent to the filing of the attached reissue application and by the Assignees' offer to surrender the original Letters Patent as required by 37 CFR 1.178 is of record in this reissue application;
- 10. We appoint the following as our attorneys or agents with full power of substitution to prosecute the attached reissue application and transact all business in the Patent and Trademark

 Office connected therewith:

| John E. Kidd | Reg. No. 19,916 | Gerard P. Norton | Reg. No. 36,621 |
|-----------------------|-----------------|--------------------|-----------------|
| Victor Siber | Reg. No. 25,149 | John T. Johnson | Reg. No. 37,363 |
| Margaret B. Kelley | Reg. No. 29,181 | Frank C. Cimino | Reg. No. 39,945 |
| Philip E. Roux | Reg. No. 31,295 | Nada Jain | Reg. No. 41,431 |
| Michael J. Pantuliano | Reg. No. 18,971 | Mitchell S. Feller | Reg. No. 42,530 |
| Joseph P. Kincart | Reg. No. 43,716 | David F. Ries | Reg. No. 43,046 |
| James V. Mahon | Reg. No. 41,966 | Charles S. | Reg. No. 47,728 |
| Joseph Levi | Reg. No. 41,152 | Ira J. Schaefer | Reg. No. 26,802 |
| Victor J. Geraci | Reg. No. 38,157 | Steven J. Lever | Reg. No. 46,871 |

REISSUE DECLARATION Patent No. 5,817,261

| C. Joseph Laughon, II | Reg. No. 31,389 | Drew M. | Reg. No. 31,894 |
|-----------------------|-----------------|------------------|-------------------|
| Leora Ben-Ami | Reg. No. 32,455 | Ernest Yakob | Reg. No. 45,893 |
| Robert D. Schaffer | Reg. No. 33,775 | Russcil DeClerck | Reg. No. 46,364 |
| Michael M. O'Shca | Reg. No. 35,631 | Mark Rueh | Reg. No. 43,896 |
| Joel N. Bock | Reg. No. 36,456 | Neer Gupta | Reg. No. 40,628 |
| Dona C. Edwards | Reg No. 42 507 | | 1106. 1101 10,020 |

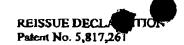
all of the firm of Clifford Chance Rogers & Wells LLP, 200 Park Avenue, New York, New York 10166-0153, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

11. Correspondence in connection with the attached reissue application should be addressed to:

Philip E. Roux, Esq.
Clifford Chance Rogers & Wells LLP
200 Park Avenue
New York, NY 10166-0153
(212) 878-3153

We, the undersigned petitioners, declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements or the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Michael E. Reedy Date Edward W. Rider, Jr. Date



| C. Joseph Laughon, II | Reg. No. 31,389 | Drew M. | Reg. No. 31,894 |
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| Joel N. Bock | Reg. No. 36,456 | Neer Gupta | Reg. No. 40,628 |
| Dona C. Edwards | Reg. No. 42,507 | - | |

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Michael E. Reedy

Date

Edward W. Rider, Jr.